

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1408 – SB 1788

February 2, 2014

SUMMARY OF ORIGINAL BILL: Decreases, from ten to three, the number of days before an execution or writ of possession can be issued against a defendant after rendition of a judgment. Decreases, from ten to three days, the amount of time available for a defendant to appeal a judgment from a general sessions court in a forcible entry and detainer action.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

IMPACT TO COMMERCE OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (011006): Corrects a typographical error in section two of the bill; no substantive changes are made to the original language of the bill.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- According to information provided by the Department of Commerce & Insurance, this bill will not fiscally impact the department.
- According to the Tennessee Housing Development Agency, this bill will not fiscally impact the agency.
- According to the Administrative Office of the Courts, this bill will have no fiscal impact on the state court system.
- Based on information provided by County Technical Assistance Service and Municipal Technical Advisory Service, the provisions of this legislation will not fiscally impact local government.

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IMPACT TO COMMERCE WITH PROPOSED AMENDMENT:

Unchanged from the original impact to commerce statement.

Assumption for the bill as amended:

- The provisions of the bill will not result in an increased number of evictions; however, it will shorten the eviction and appeals process. It is estimated any impact incurred by residential rental property owners or other businesses throughout the state will not be significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read 'Lucian D. Geise', is positioned above the printed name.

Lucian D. Geise, Executive Director

/jrh